D.B. SPECIAL APPEAL (WRITS) NO.516/1998
(Hanuman Ram Vs. R.S.E.B. & Ors.)

Date of order : 26.7.2006

HON'BLE MR. JUSTICE RAJESH BALIA
HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. Ashok Choudhary, for the appellant.
Mr. Ravi Bhansali, for the respodent.
Mr. L.R. Upadhyay, Dy. Govt. Advocate.

Having given our careful consideration, we find that it is not possible that the appellant can be given appointment against the vacancies for the year 1994. Particularly keeping in view the reply submitted by the respondent that as on the date number of persons were given appointment, no person below the petitioner in order of merit in the wait list of candidates enlisted with the HRD Ministry was given appointment. On our query, it has now been brought to our notice that the petitioner too has been subsequently appointed by R.S.E.B. and his name no more remain in wait list of Manpower Department. Thus, later on, the substantive grievance of the appellant has been redressed.

Learned counsel for the respondent submits that subsequent appointment has been given to the appellant as diploma holder and not as degree holder. Since, no dispute in this regard is before us, we refrain from making any observation in this regard.

For this, the appellant may make appropriate representation before the concerned authorities.

The appeal fails and is hereby dismissed.

(GOPAL KRISHAN VYAS), J. (RAJESH BALIA), J.

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